

MESSAGE NO: 3298311 MESSAGE DATE: 10/25/2013

MESSAGE STATUS: Active CATEGORY: Antidumping  
TYPE: LIQ-Liquidation PUBLIC ☒ NON-PUBLIC ☐  
SUB-TYPE: ADRV-Administrative Review

FR CITE: 78 FR 56860 FR CITE DATE: 09/16/2013

REFERENCE MESSAGE # 3078201  
(s):  
CASE #(s): A-570-863

EFFECTIVE DATE: 09/16/2013 COURT CASE #: 02-00057

PERIOD OF REVIEW: 12/01/2011 TO 11/30/2012

PERIOD COVERED: TO

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: Liquidation instructions for honey from the People's Republic of China ("PRC") exported by the PRC-wide entity for the period 12/01/2011 through 11/30/2012 (A-570-863)

1. For all shipments of honey from the PRC exported by the PRC-wide entity (A-570-863-000) entered, or withdrawn from warehouse, for consumption during the period 12/01/2011 through 11/30/2012, assess an antidumping liability equal to 2.63 dollars per kilogram of subject merchandise.
2. In Commerce's final results, 78 FR 56860, 09/16/2013, Commerce determined that the following exporter is no longer eligible for a separate rate and is considered part of the PRC-wide entity:

Exporter: Dongtai Peak Honey Industry Co., Ltd.

Therefore, CBP shall liquidate entries of honey from the PRC which were exported by the firm listed above in this paragraph and entered, or withdrawn from warehouse, for consumption during the period 12/01/2011 through 11/30/2012, in accordance with the instructions in paragraph 1 above for the PRC-wide entity. Entries of such merchandise may have entered under the following case number:

A-570-863-024

3. The notice of lifting of suspension of liquidation for entries of subject merchandise covered by paragraph 1 occurred with the publication of the final results of administrative review (78 FR 56860, 09/16/2013). Unless instructed otherwise, for all other shipments of honey from the PRC, you shall continue to collect cash deposits of estimated antidumping duties for the merchandise at the current cash deposit rates or per-unit amounts.
4. The injunction with court number 02-00057, in message number 3078201, dated 03/19/2003, is applicable to the entries exported to or imported into the United States by the companies listed below. Accordingly, until further notice, do not liquidate entries of subject merchandise which were exported to or imported into the United States by the following companies:

Alfred L. Wolff, Inc.  
C.M. Goettsche & Co.  
China (Tushu) Super Food Import & Export Corp.  
China Products North America, Inc.  
D.F. International (USA) Inc.  
Evergreen Coyle Group, Inc.  
Evergreen Produce Inc.  
High Hope International Group  
Jiangsu Foodstuffs Import & Export Corp.  
Kunshan Foreign Trade Co.  
National Honey Packers & Dealers Association (NHPDA)  
Pure Sweet Honey Farm, Inc.  
Sunland International, Inc.  
Zhejiang Native Produce & Animal By-Products Import & Export Group Corp.

and which were subject of an affirmative critical circumstances finding and were entered on or withdrawn from warehouse, for consumption on or after February 10, 2001; and which were subject of a negative critical circumstance finding and were entered or withdrawn from warehouse, for consumption on or after May 11, 2001.

5. The assessment of antidumping duties by CBP on shipments or entries of this merchandise is subject to the provisions of section 778 of the Tariff Act of 1930, as amended. Section 778 requires that CBP pay interest on overpayments or assess interest on underpayments of the required amounts deposited as estimated antidumping duties. The interest provisions are not applicable to cash or bonds posted as estimated antidumping duties before the date of publication of the antidumping duty order. Interest shall be calculated from the date payment of estimated antidumping duties is required through the date of liquidation. The rate at which such interest is payable is the rate in effect under section 6621 of the Internal Revenue Code of 1954 for such period.

6. Upon assessment of antidumping duties, CBP shall require that the importer provide a reimbursement statement, as described in section 351.402(f)(2) of commerce's regulations. The importer should provide the reimbursement statement prior to liquidation of the entry. If the importer certifies that it has an agreement with the producer, seller, or exporter, to be reimbursed antidumping duties, CBP shall double the antidumping duties in accordance with the above-referenced regulation. Additionally, if the importer does not provide the reimbursement statement prior to liquidation, reimbursement shall be presumed and CBP shall double the antidumping

duties due. If an importer timely files a protest challenging the presumption of reimbursement and doubling of duties, consistent with CBP's protest process, CBP may accept the reimbursement statement filed with the protest to rebut the presumption of reimbursement.

7. If there are any questions by the importing public regarding this message, please contact the Call Center for the Office of AD/CVD Operations, Import Administration, International Trade Administration, U.S. Department of Commerce at (202) 482-0984. CBP ports should submit their inquiries through authorized CBP channels only. (This message was generated by O9:EC.)

8. There are no restrictions on the release of this information.

Michael B. Walsh

## Company Details

\*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party